

01-14-02

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Practitioner's Docket No. 1669C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

JC979 U.S. PTO  
10/044256  
01/11/02

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Gurbe Jelle Mesu; Jacobus Boot

For (title): MANUFACTURE OF GRANOLA AND SNACK-FOOD PRODUCTS

1. Type of Application

This transmittal is for a continuation application.

2. Benefit of Prior U.S. Application (35 U.S.C. 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application. Enclosed are  
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATION CLAIMED.

CERTIFICATION UNDER 37 C.F.R. 1.10\*

(Express Mail label number is mandatory.)  
(Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date 1/11/02, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL358454578US, addressed to the: Commissioner for Patents, Washington, D.C. 20231.

SANDRA D. LONG  
(type or print name of person mailing paper)

*[Signature]*  
Signature of person mailing paper

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).  
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**3. Papers Enclosed**

**A.** Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

15 Page(s) of Specification

4 Page(s) of Claims

**B.** Other Papers Enclosed

1 Page(s) of abstract

**4. Declaration or Oath**

Enclosed is a copy of the Combined Declaration and Power of Attorney executed by the inventors and filed in the priority application 09/487,137.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Assignment**

The Assignment of the application to The Quaker Oats Company was recorded on April 14, 2000, Reel/Frame: 010750/0663.

**8. Fee Calculation (37 C.F.R. 1.16)**

**Regular Application**

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$740.00
Total Claims (37 CFR 1.16(c))	16	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	3	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$0.00

Filing Fee Calculation

\$740.00

**9. Fee Payment Being Made at This Time**

Enclosed

Filing Fee

\$740.00

**Total Fees Enclosed**

\$740.00

**10. Method of Payment of Fees**

Charge Account No. 17-0025 in the amount of \$740.00.

A duplicate of this transmittal is attached.

**11. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 17-0025.

37 C.F.R. 1.16(a), (f) or (g) (filing fees)

37 C.F.R. 1.16(b), (c) or (d) (presentation of extra claims)

37 C.F.R. 1.17 (application processing fees)

**12. Instructions as to Overpayment**

Credit Account No. 17-0025.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATION CLAIMED**

**13. Relate Back**

Amend the specification by inserting, before the first line, the following sentence:

**A. 35 U.S.C. §§ 120, 121 and 365(c)**

“This application is a continuation of copending application Application number 09/487,137 filed on January 19, 2000 which claims priority of United Kingdom application number 9901153.8 filed on January 19, 1999.”

**14. Relate Back—35 U.S.C. § 119 Priority Claim for Prior Application**

The prior U.S. application(s), including any prior International Application designating the U.S., identified above in the section entitled, “Relate Back—35 U.S.C. §§ 120, 121 and 365(c),” in turn itself claim(s) foreign priority(ies) as follows:

<u>Country</u>	<u>Application Number</u>	<u>Filed</u>
United Kingdom	9901153.8	01/19/1999

The certified copy was filed on January 19, 2000, in prior application.

**15. Maintenance of Copendency of Prior Application**

**A. Extension of Time in Prior Application**

A petition, fee and response extends the term in the pending **prior** application until January 17, 2002.

A copy of the petition filed in prior application is attached.

**16. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**


a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

**17. Abandonment of Prior Application**

Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.

18. NOTIFICATION IN PARENT APPLICATION OF THIS FILING

A notification of the filing of this continuation is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.

  
SIGNATURE OF PRACTITIONER

Reg. No. 29,041  
Tel. No.: (312) 222-7803

Karen Ayd Hunter  
The Quaker Oats Company  
321 North Clark Street, Mail Code 25-7  
Chicago, IL 60610

20110925 0410

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mesu, Gurbe Jelle

Application No.: 09/487,137

Group No.: 1761

Filed: 01/19/2000

Examiner: Corbin, A.

For: MANUFACTURE OF GRANOLA AND SNACK-FOOD PRODUCTS

Commissioner for Patents  
Washington, D.C. 20231

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. 1.136(a))

1. This is a petition for an extension of the time for a total period of three months to respond to the office action mailed 7/17/01.
2. A response in connection with the matter for which this extension is requested has been filed. The response is the filing of a continuation application having an express abandonment conditioned on the granting of a filing date to the continuing application.
3. Applicant is other than a small entity.
4. Calculation of extension fee (37 C.F.R. 1.17(a)(1)-(5)):  
Extension: three months      Fee for other than small entity: \$920.00

Fee \$920.00

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request      \$ 920.00

(Petition and Fee for Extension of Time (37 C.F.R. 1.136(a))—page 1 of 2)

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date:

1/11/02

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

SANDRA D. LONG  
(type or print name of person certifying)

5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on January 17, 2002.

6. Fee Payment

Charge fee to Account No. 17-0025. This is a request to charge for any additional extension and/or fee required or credit for any excess fee paid.

A duplicate copy of this petition is attached.

  
SIGNATURE OF PRACTITIONER

Reg. No.: 29,041  
Tel. No.: (312) 222-7803

Karen Ayd Hunter  
The Quaker Oats Company  
321 North Clark Street, Mail Code 25-7  
Chicago, IL 60610

2004-03-04 10:00:00